

UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF VIRGINIA
Alexandria Division

UNITED STATES OF AMERICA)
)
v.) NO. 1:08CR239 (GBL)
)
ELAINE ROBERTSON CIONI)

MOTION TO DISMISS
COUNTS 1-4 OF THE SUPERSEDING INDICTMENT

Elaine Robertson Cioni, by counsel, submits the following Memorandum in support of her Motion to Dismiss Counts 1-4 of the Indictment on grounds that Counts 1-4 fail to allege an offense and violate the Double Jeopardy Clause of the Fifth Amendment in that each count charges her twice with a single offense. Ms. Cioni relies on the memorandum of law filed in support of this motion.

Respectfully submitted,

ELAINE ROBERTSON CIONI
By Counsel

_____/s/
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CERTIFICATE OF SERVICE

I hereby certify that on October 3, 2008, I will electronically file the foregoing pleading with the Clerk of Court using the CM/ECF system, which will then send a notification of such filing (NEF) to:

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